

# ATLANTA CITY COUNCIL

## ACTION/MINUTES

### FEBRUARY 07, 2011

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, February 07, 2011. The Meeting convened at 1:12 p.m. in the Council Chambers at City Hall. The roll was called and a quorum was declared.

**PRESIDER (S):** The Honorable Council President Ceasar C. Mitchell presided.

**Attendance:**

The following (14) voting members were present at the Meeting:

<b>The Honorable Carla Smith</b>	<b>The Honorable Felicia A. Moore</b>
<b>The Honorable Kwanza Hall *1:22</b>	<b>The Honorable C. T. Martin</b>
<b>The Honorable Ivory Young, Jr.</b>	<b>The Honorable Keisha Bottoms *1:37</b>
<b>The Honorable Natalyn Archibong*1:56</b>	<b>The Honorable Joyce M. Sheperd *1:22</b>
<b>The Honorable Alex Wan</b>	<b>The Honorable Michael J. Bond *1:49</b>
<b>The Honorable Howard Shook</b>	<b>The Honorable Aaron Watson</b>
<b>The Honorable Yolanda Adrean</b>	<b>The Honorable H. Lamar Willis</b>

*Councilmember Clela Winslow was absent.*

**\*Arrival Time:** - indicates arrival after convening roll call.

**INVOCATION:** Pastor Craig Oliver of Elizabeth Baptist Church gave the invocation.

**PLEDGE OF ALLEGIANCE:** In unison, the Council recited the Pledge of Allegiance to the flag of the United States of America.

**REPORT OF THE JOURNAL:** Rhonda Dauphin Johnson, Municipal Clerk, certified to the Council and the Committee on Council that the **Action/Minutes** of the **January 18, 2011** Regular Meeting are true and correct. The Minutes were **FILED** without objection.

**ADOPTION OF AGENDA:** A Motion to **Adopt the Agenda** was made by Councilmember Martin and Without Objection, the Motion **CARRIED** by a roll call vote of **11 yeas; 0 nays**.

# **COMMUNICATIONS**

Council President Ceasar C. Mitchell Presided

**COMMUNICATIONS**

- 11-C-0151( 1)      A Communication by **Chief Procurement Officer Adam L. Smith** submitting the January 2011 Monthly Contracts Report to the Atlanta City Council and Clerk of Council pursuant to Section 2-1142 of the Atlanta City Code of Ordinances.  
**FILED WITHOUT OBJECTION**
- 11-C-0154 ( 2)      A Communication from **Leona Barr-Davenport, President & CEO, Atlanta Business League, to Council President Ceasar C. Mitchell and Members of Council**, submitting their nomination of Ms. Pamela Aliniece to serve as a member of the Atlanta Citizen Review Board. Ms. Aliniece is to serve the unexpired term of Mr. Owen Montague. This appointment will expire on 6/04/2012.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 11-C-0155 ( 3)      A Communication from **Ryland N. McClendon, Assistant General Manager, MARTA, to Municipal Clerk Rhonda Dauphin Johnson**, submitting the appointment of Mr. Lyndon Wade as MARTA's Board of Directors representative to serve on the Ella Mae Brayboy Commission.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**

## **VETOED LEGISLATION**

Council President Ceasar C. Mitchell Presided

**VETOED LEGISLATION**

- 11-R-0077 ( 1) A Resolution by **Councilmember Carla Smith as Substituted by City Utilities Committee** authorizing the Mayor or his designee to enter into an appropriate contractual agreement with Republic Services of Georgia, LLP, for FC-5035B, Annual Contract for the Disposal of Municipal Solid Waste, on behalf of the Department of Public Works and the Department of Watershed Management based on unit prices in an amount not to exceed \$5,504,000.00. All contracted work shall be charged to and paid from Various Fund, Department Organization and Account Numbers listed; and for other purposes.

**Municipal Clerk Rhonda Dauphin Johnson sounded the veto letter to resolutions 11-R-0077; 11-R-0078 and 11-R-0079. Following, Councilmember C. T. Martin made a Motion to Sustain the Mayor's Veto to all (3) three items. It was Seconded by Councilmember Willis. Mr. Martin then made a Motion to Suspend the Rules of Council for Mayor Kasim Reed to address the Council. The Motion was Seconded by Councilmember Bottoms and CARRIED by a roll call vote of 12 yeas; 0 nays. The Rules of Council was therefore Suspended. Discussion was ensued between the Mayor and Councilmembers. After concerns and inquiries were responded to, Councilmember Martin made a Motion to re-enter Regular Session. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 0 nays. Council re-entered Regular Session. During Regular Session, the Motion to Sustain the Mayor's Veto for all (3) resolutions CARRIED by a roll call vote of 10 yeas; 2 nays.**

**SUSTAINED MAYOR'S VETO BY A ROLL CALL VOTE OF 10 YEAS; 2 NAYS**

- 11-R-0078 ( 2) A Resolution by **Councilmember Carla Smith as Substituted by City Utilities Committee** authorizing the Mayor or his designee to enter into an appropriate contractual agreement with Waste Management of Atlanta, Inc, for FC-5035A, Annual Contract for the Disposal of Municipal Solid Waste, on behalf of the Department of Public Works and the Department of Watershed Management based on unit prices in an amount not to exceed \$3,446,716.00; all contracted work shall be charged to and paid from Various Fund, Department Organization and Account Numbers listed; and for other purposes.

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Council President Ceasar C. Mitchell Presided

**VETOED LEGISLATION (CONT'D)**

- 11-R-0078 ( 2)      **Motion to Suspend the Rules of Council for Mayor Kasim Reed to address the Council. The Motion was Seconded by Councilmember Bottoms and CARRIED by a roll call vote of 12 yeas; 0 nays. The Rules of Council was therefore Suspended. Discussion was ensued between the Mayor and Councilmembers. After concerns and inquiries were responded to, Councilmember Martin made a Motion to re-enter Regular Session. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 0 nays. Council re-entered Regular Session. During Regular Session, the Motion to Sustain the Mayor's Veto for all (3) resolutions CARRIED by a roll call vote of 10 yeas; 2 nays.**

**SUSTAINED MAYOR'S VETO BY A ROLL CALL VOTE OF 10 YEAS; 2 NAYS**

- 11-R-0079 ( 3)      A Resolution by **Councilmember Carla Smith as Substituted by City Utilities Committee** authorizing the Mayor or his designee to enter into an appropriate contractual agreement with Advanced Disposal Services of Atlanta, LLC, for FC-5035C, Annual Contract for the Disposal of Municipal Solid Waste, on behalf of the Department of Public Works and the Department of Watershed Management based on unit prices in an amount not exceed \$674,108.00; all contracted work shall be charged to and paid from Various Fund, Department Organization and Account Numbers listed; and for other purposes.

**Municipal Clerk Rhonda Dauphin Johnson sounded the veto letter to resolutions 11-R-0077; 11-R-0078 and 11-R-0079. Following, Councilmember C. T. Martin made a Motion to Sustain the Mayor's Veto to all (3) three items. It was Seconded by Councilmember Willis. Mr. Martin then made a Motion to Suspend the Rules of Council for Mayor Kasim Reed to address the Council. The Motion was Seconded by Councilmember Bottoms and CARRIED by a roll call vote of 12 yeas; 0 nays. The Rules of Council was therefore Suspended. Discussion was ensued between the Mayor and Councilmembers. After concerns and inquiries were responded to, Councilmember Martin made a Motion to re-enter Regular Session. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 0 nays. Council re-entered Regular Session. During Regular Session, the Motion to Sustain the Mayor's Veto for all (3) resolutions CARRIED by a roll call vote of 10 yeas; 2 nays.**

**SUSTAINED MAYOR'S VETO BY A ROLL CALL VOTE OF 10 YEAS; 2 NAYS**

## **UNFINISHED BUSINESS**

**Council President Ceasar C. Mitchell Presided**

**UNFINISHED BUSINESS**

**NONE**



# **CONSENT AGENDA SECTION I**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA**

There was no separate discussion of the following items with the exception of item 11-O-0009 which was removed from the Consent Agenda, and considered separately per Rules for the Conduct of Business of the Council of the City of Atlanta (As Amended), Rule XI; Order of Business, SECTION 11.2; Consent Agenda.

The following CONSENT AGENDA SECTION I received a Favorable Recommendation and was Adopted in accordance with Section 11.2 by the following roll call vote: **10 Yeas:** Councilmembers Smith, Hall, Young, Wan, Shook, Adrean, Moore, Martin, Bottoms and Bond: **0 Nays.**

**SECTION I**

**ORDINANCES FOR SECOND READING**

**TRANSPORTATION COMMITTEE**

**C. T. MARTIN, CHAIR**

11-O-0012 ( 1)      An Ordinance by **Transportation Committee** to amend the FY 2011 [Airport Renewal and Extension Fund (5502), the 2004 Airport PFC Bond Fund (5508), the Airport Passenger Facility Charge Fund (5505), and the 2004 Airport Revenue Bond Fund (5509)] Budgets by transferring to and from appropriations a total amount of \$2,534,059.00 for reimbursement of the Renewal and Extension Fund, a total amount of \$1,428,044.00 for reimbursement of the 2004 Airport PFC Bond Fund, a total amount of \$4,674,794.00 for reimbursement of the 2004 Airport Revenue Bond Fund; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;  
0 NAYS**

11-O-0013 ( 2)      An Ordinance by **Transportation Committee** to amend the FY 2011 [Airport Renewal and Extension Fund (5502), the Airport Passenger Facility Charge Fund (5505), the 2004 Airport PFC Bond Fund (5511), and the 2006 Airport CONRAC Bond Fund (5518)] Budgets by transferring to and from appropriations a total amount of \$16,998,173.00 for reimbursement of the Renewal and Extension Fund and a total amount of \$43,710.00 for reimbursement of the 2004 Airport PFC Bond Fund; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;  
0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE**

**YOLANDA ADREAN, CHAIR**

11-O-0027 ( 3)      An Ordinance by **Finance/Executive Committee** to modify Atlanta Legislation Number 09-O-1908 by revising the City's Loan Repayment amounts to Atlanta Gas Light, where said loan will fund HVAC Improvements to the Boisfeuillet Jones Atlanta Civic Center; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

11-O-0029 ( 4)      An Ordinance by **Finance/Executive Committee** to create the 2010C Airport General Revenue Refunding Bond Fund; to amend the FY2011 Budget by adding to anticipations and appropriations Bond Proceeds in the aggregated principal amount of \$524,045,000.00, net premium in the amount of \$15,256,721.45 and accrued interest in the amount of \$5,505,183.76 for the Airport General Revenue Refunding Bonds, Series 2010C; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

11-O-0105 ( 5)      An Ordinance by **Councilmember Felicia A. Moore** transferring funds from the District 9 Councilmember Expense Account to Park Pride on behalf of the Lincoln Homes Neighborhood Association, to provide the matching funds in the amount of \$1,000.00 for a Micro Grant that was awarded to the Association for installation of Energi Station Exercise Equipment at the Lillian Cooper Shepherd Park; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**JOYCE SHEPERD, CHAIR**

10-O-2006 ( 6)      A **Substitute** Ordinance by **Community Development/Human Resources Committee** amending the 2011 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations in the amount of \$593,820.00 for the City of Atlanta Section 8 Moderate Rehabilitation Program for Santa Fe Villa Apartments; and for other purposes.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)**  
**JOYCE SHEPERD, CHAIR**

11-O-0082 ( 7)      An Ordinance by **Councilmember Michael J. Bond as Substituted by Community Development/Human Resources Committee** amending the 2011 (Community Development Fund) Budget by anticipating and appropriating \$713,566.81 for the purpose of reprogramming funds under the Homelessness Prevention and Rapid Re-Housing Program (HPRP) of the American Recovery and Reinvestment Act (ARRA) of 2009; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

11-O-0009 ( 8)      An Ordinance by **Community Development/Human Resources Committee** amending the 2011 (WIA Dislocated Worker Job Training Fund) Budget, Atlanta Workforce Development Agency, by adding to anticipations and appropriations in the amount of \$753,704.00 in the Workforce Investment Act Dislocated Worker Fund from the Georgia Department of Labor, to provide job training and other skills to local dislocated workers; and for other purposes.

**The above item was removed from the Consent Agenda by request of Councilmember Bottoms. Mrs. Bottoms stated for the record her abstention to Ordinance 11-O-0009 was due to a potential conflict of interest – family member work for AWDA.**

**ADOPTED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS; 1 ABSTENTION**

11-O-0110 ( 9)      An Ordinance by **Councilmember C. T. Martin** to adopt the City of Atlanta 2010-2014 Consolidated Plan; to adopt the 2010 Annual Action Plan; to adopt the 2011 Annual Action Plan; to incorporate the City of Atlanta 2010-2014 Consolidated Plan into the 2008-2014 Comprehensive Development Plan; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)**  
**JOYCE SHEPERD, CHAIR**

- 11-O-0111 (10) An Ordinance by **Councilmember C. T. Martin** to adopt a substantial amendment to the 2010-2014 City of Atlanta Local Consolidated Plan and to the 2010 Annual Action Plan for the purpose of including use of the City of Atlanta's NSP3 Grant Allocation from HUD; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

**RESOLUTIONS**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**  
**IVORY L. YOUNG, JR., CHAIR**

- 11-R-0028 ( 1) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claim against the City of Atlanta in the case of Ronald Whitehead v. City of Atlanta, Civil Action File No. 2010CV189369, in the amount of \$8,000.00; authorizing said payment to be charged to and paid from Fund, Account, Center Number and Functional Activity listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**
- 11-R-0131 ( 2) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to accept a donation of 333 gallons of Chemguard Alcohol-Resistant Aqueous Film Forming Foam (AR-AFFF) extinguishing agent from the Quantity Metro Tech Center on behalf of the Department of Fire Rescue for the purpose of providing additional fire protection for above ground fuel storage tanks and facilities; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**TRANSPORTATION COMMITTEE**

**C. T. MARTIN, CHAIR**

11-R-0107 ( 3)      A Resolution by **Councilmembers Clela Winslow and Michael Julian Bond** authorizing the Mayor or his designee to conduct a Traffic Study of Fair Street, SW from Joseph E. Lowery Boulevard, SW to Lawton Street, SW for the installation of Traffic and Pedestrian Signals; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

11-R-0140 ( 4)      A Resolution by **Transportation Committee** authorizing the Mayor or his designee to enter into and execute a Mutual Aid Agreement with the City of Hapeville to provide Mutual Aid and Assistance between the Atlanta Fire Rescue Department at Hartsfield-Jackson Atlanta International Airport and the City of Hapeville Fire Department; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

**FINANCE/EXECUTIVE COMMITTEE**

**YOLANDA ADREAN, CHAIR**

11-R-0148 ( 5)      A Resolution by **Finance/Executive Committee** authorizing the Chief Procurement Officer to utilize Georgia State Contract 99999-SPD-S20110701-0004 to purchase Over-the-Phone Interpretation Services from Language Line Services to allow the E911 Center to communicate with callers who do not speak English, on behalf of the Department of Police ("Department"), in an amount not to exceed \$30,000.00. All costs shall be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

11-R-0149 ( 6)      A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute Change Order No. 4 to Contract No. FC-5034; Airfield Pavement Replacement 2009 with Archer Western Contractors, LTD. at Hartsfield-Jackson Atlanta International Airport in an amount not to exceed \$500,000.00. All services will be charged to and paid from the PTAE0 and FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (CONT'D)**

**YOLANDA ADREAN, CHAIR**

11-R-0150 ( 7)      A Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into a Cooperative Purchasing Service Agreement for a Storage Area Network (SAN) with Dell Marketing, L.P., utilizing the State of Georgia Contract SWC90814-01 pursuant to Section 2-1606 et. seq. of the City of Atlanta Code of Ordinances on behalf of the Department of Watershed Management in an amount not to exceed \$29,212.00; all contracted work will be charged to and paid from the FDOA Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

11-R-0153 ( 8)      A Resolution by **Finance/Executive Committee** authorizing the Chief Financial Officer to issue a refund to Gibney's Pub in an amount not to exceed \$51,633.88 for Alcohol Excise Taxes paid in error to the City of Atlanta; all funds shall be charged to and paid from the FDOA Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

**CITY UTILITIES COMMITTEE**

**NATALYN M. ARCHIBONG, CHAIR**

11-R-0133 ( 9)      A Resolution by **City Utilities Committee** to authorize the Mayor or his designee to enter into a Consent Agreement with the Public Service Commission, State of Georgia and to authorize payment pursuant to the Consent Agreement in the amount of \$30,000.00; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**  
**JOYCE SHEPERD, CHAIR**

- 10-R-2010 (10) A **Substitute** Resolution by **Community Development/Human Resources Committee** authorizing the Mayor, on behalf of the Department of Planning and Community Development, Office of Housing, to enter into a Housing Assistance Payments ("HAP") contract with Urban Residential Development Corporation in an amount not to exceed \$505,200.00 in order to pay rental unit subsidies on one hundred (100) units for formerly homeless individuals at the Santa Fe Villa Apartments pursuant to the Section 8 Moderate Rehabilitation Program sponsored by the U. S. Department of Housing and Urban Development (HUD); and for other purposes.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**
- 11-R-0081 (11) A Resolution by **Councilmember Michael J. Bond as Substituted by Community Development/Human Resources Committee** authorizing the Mayor to enter into various amendments to contractual agreements of projects funded under the Homelessness Prevention and Rapid Re-Housing Program (HPRP) of the American Recovery and Reinvestment Act (ARRA) of 2009; and for other purposes.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**
- 11-R-0138 (12) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor, on behalf of the City of Atlanta, to accept a donation of Advisory Services from the Urban Land Institute, in connection with the revitalization of Central Park; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**



Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)**  
**JOYCE SHEPERD, CHAIR**

11-R-0137 (13) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor on behalf of the City to enter into a Lease Agreement with Mr. George D. Milsap (Caretaker), an employee of the Department of Parks, Recreation and Cultural Affairs for a three (3) year period with an option to renew for an additional three (3) years by Letter of Agreement so as to allow the caretaker to live in the Caretaker's Cottage on the Department of Parks, Recreation and Cultural Affairs' property known as the Historic Gilbert House Property located at 2238 Perkerson Road, SW, Atlanta, Georgia 30315, rent free in exchange for Security and Caretaker Services; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

11-R-0112 (14) A Resolution by **Councilmember C. T. Martin** authorizing the Mayor to apply for and accept a grant in an amount not to exceed \$4,906,758.00 from the U. S. Department of Housing and Urban Development (HUD) under the Community Development Block Grant (CDBG) Neighborhood Stabilization Program 3 (NSP3); and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**  
**IVORY L. YOUNG, JR., CHAIR**

**Claims with favorable recommendations:**

11-R-0113 ( 1) Claim of **Elizabeth E. Vickery c/o Morgan & Morgan (DPW/2)**, for bodily injuries alleged to have been sustained after falling due to a crack in between the sidewalk sections on August 21, 2009 at 103 Centennial Olympic Park Drive. **\$60,000.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

11-R-0114 ( 2) Claim of **National Subrogation Services, LLC, as subrogee of George McGugin, through its attorney, John B. Jackson (DWM/08)**, for damages alleged to have been sustained as a result of flooding due to storm water overflow on September 22, 2009 at 3085 West Andrews Drive, NW. **\$16,000.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**  
**IVORY L. YOUNG, JR., CHAIR**

**Claims with favorable recommendations: (Cont'd)**

- 11-R-0115 ( 3)      Claim of **Allstate Insurance Company, as subrogee of Karla Magruder (APD/03)**, for damages alleged to have been sustained as a result of a vehicular accident on July 16, 2010 at 820 West Marietta Street. **\$8,264.19**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**
- 11-R-0116 ( 4)      Claim of **State Farm Insurance Companies, as subrogee of Holley Henderson (DPW/03)**, for damages alleged to have been sustained as a result of a vehicular accident on August 2, 2010 at Howell Mill Road at 14<sup>th</sup> Street. **\$6,026.76**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**
- 11-R-0117 ( 5)      Claim of **Liberty Mutual, as subrogee of Latoya A. Tavernier**, for property damages alleged to have been sustained as a result of an automobile accident on May 10, 2010 at 3490 Piedmont Road, NE. **\$4,221.83**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**
- 11-R-0118 ( 6)      Claim of **Allstate Insurance Company, as subrogee of Gregory Eason**, for vehicle damages alleged to have been sustained as a result of driving over a pothole on April 19, 2010 at 100 Auburn Avenue. **\$6,789.03**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**
- 11-R-0120 ( 7)      Claim of **GEICO, as subrogee of Glenn Wright (DPW/11)**, for damages alleged to have been sustained as a result of an automobile accident on October 26, 2010 at Niskey Lake Road, SW and Campbellton Road, SW. **\$4,244.14**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**  
**IVORY L. YOUNG, JR., CHAIR**

**Claims with favorable recommendations: (Cont'd)**

11-R-0121 ( 8) Claim of **Maria Iler (APD/05)**, for vehicular damages alleged to have been sustained from an automobile accident on September 12, 2010 at Rogers Street, NE and Hosea L. Williams Drive, NE. **\$2,136.65**

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

11-R-0128 ( 9) Claim of **Kenneth W. Priest (DWM/03)**, for damages alleged to have been sustained as a result of an automobile accident on November 16, 2010 at 1370 Howell Mill Road, NW. **\$1,026.46**

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

**Claims with unfavorable recommendations:**

11-R-0119 (10) Claim of **Progressive, as subrogee of Timothy McDermott (DPW/08)**, for damages alleged to have been sustained as a result of a street striping project on April 6, 2010 on Moores Mill Road, NW.

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

11-R-0122 (11) Claim of **Aaron Cobb and Jamie Ravenscraft, through their attorney, Clint Sitton (DWM/01)**, for damages alleged to have been sustained as a result of flooding due to storm water on July, 11, 24 and 25, 2010 at 902 Teton Avenue.

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

11-R-0123 (12) Claim of **Caroline Philson, through her attorney, Clint Sitton (DWM/01)**, for damages alleged to have been sustained as a result of flooding due to storm water on January 30, 2010 and April 4, 2010 at 898 Teton Avenue.

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**  
**IVORY L. YOUNG, JR., CHAIR**

**Claims with unfavorable recommendations: (Cont'd)**

- 11-R-0124 (13) Claim of **James Murphy, through his attorney, Clint Sitton (DWM/01)**, for damages alleged to have been sustained as a result of flooding due to storm water on January 25, 2010 and March 24, 2010 at 888 Teton Avenue.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**
- 11-R-0125 (14) Claim of **Kevin Wisneski, through his attorney, Clint Sitton (DWM/01)**, for damages alleged to have been sustained as a result of flooding due to storm water on January 24, 2010, April 10 and 15, 2010 at 918 Teton Avenue.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**
- 11-R-0126 (15) Claim of **Marcos and Laurie Pieras, through their attorney, Clint Sitton (DWM/01)**, for damages alleged to have been sustained as a result of flooding due to storm water on January 24, 2010, April 25, 2010 and May 3, 2010 at 905 Teton Avenue.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**
- 11-R-0127 (16) Claim of **Will Stanley, through his attorney Clint Sitton (DWM/01)**, for damages alleged to have been sustained as a result of flooding due to storm water on January 24, 2010, May 3, 2010 and June 11, 2010 at 894 Teton Avenue.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**
- 11-R-0129 (17) Claim of **Alan Gray, Inc., on behalf of Aspen Specialty Insurance Company, as subrogee of Cascade Family Skating, LLC (DWM/10)**, for damages alleged to have been sustained due to a water main break on June 29, 2009 at 3335 Martin Luther King, Jr. Drive, SW.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**  
**IVORY L. YOUNG, JR., CHAIR**

**Claims with unfavorable recommendations: (Cont'd)**

- 11-R-0130 (18)      Claim of **Word of Life Outreach Ministries c/o George Ballard, Jr. (DWM/10)**, for damages alleged to have been sustained due to a water main break on June 28, 2009 at 3458 Delmar Lane, SW.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS;**  
**0 NAYS**

# **CONSENT AGENDA SECTION II**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA**

**SECTION II**

**ORDINANCES FOR FIRST READING**

**FINANCE/EXECUTIVE COMMITTEE**  
**YOLANDA ADREAN, CHAIR**

**All items on Consent Agenda Section II (01 through 09 as follows) were Referred to the appropriate committees as a collective vote.**

- 11-O-0142 ( 1)      An Ordinance by **Finance/Executive Committee** to authorize the creation of the Airport Commercial Paper Notes Series 2010 Funds (5523) to internally record accounting transactions/financial activities related to the Airport General Revenue Commercial Paper Notes, Series 2010; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 11-O-0143 ( 2)      An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY 2011 Airport Renewal and Extension Budget, Department of Aviation, by adding to anticipations and appropriations grant funds in the total amount of \$373,125.00 from the Federal Aviation Administration for Project Number 3-13-0008-098-2010 "Sustainability Management Plan"; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 11-O-0144 ( 3)      An Ordinance by **Finance/Executive Committee** authorizing Standard Parking Corporation/Parking Solutions, LLC to provide and the City of Atlanta to accept Ground Transportation Taxi Starter Services at Hartsfield-Jackson Atlanta International Airport on a month to month basis beginning on January 4, 2011 under the Terms of Agreement FC-6004007831 for a period not to extend beyond April 30, 2011; in an amount not to exceed \$38,976.30 per month, to be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION II (CONT'D)**

**ORDINANCES FOR FIRST READING (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (CONT'D)**  
**YOLANDA ADREAN, CHAIR**

- 11-O-0145 ( 4)      An Ordinance by **Finance/Executive Committee** authorizing the City of Atlanta to waive the Competitive Source Selection Requirements contained in Section 2-1187 of Article X Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and authorizing Standard Parking Corporation/Parking Solutions, LLC to provide and the City of Atlanta to accept Ground Transportation Taxi Starter Services at Hartsfield-Jackson Atlanta International Airport on a month to month basis beginning on January 4, 2011 under the Terms of Agreement FC-6004007831 for a period not to extend beyond April 30, 2011; in an amount not to exceed \$38,976.30 per month, to be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 11-O-0146 ( 5)      An Ordinance by **Finance/Executive Committee** authorizing the Mayor to enter into a contract with Dale S. Haygood, a retired employee of the City of Atlanta, Department of Planning and Neighborhood Development, for Training and Consultant Services for the re-organization of the In Rem Program of the Office of Code Compliance for up to 12 months and in an amount not to exceed \$20,000.00 with all services and charges to be paid from the FDOA Numbers listed; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**



Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION II (CONT'D)**

**ORDINANCES FOR FIRST READING (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (CONT'D)**  
**YOLANDA ADREAN, CHAIR**

- 11-O-0152 ( 6)      An Ordinance by **Finance/Executive Committee** to provide for the issuance and sale of Tax Allocation Bonds (Perry Bolton Project), Series 2011, in the Aggregate Principal amount not to exceed \$[\_\_\_\_\_] (The "Series 2011 Bonds"), in one or more Subseries, to pay, or to be applied or contributed toward, the payment of Redevelopment Costs associated with the Projects identified on Schedule 1 hereto (The "2011 Projects"); to authorize paying expenses incident to accomplishing the foregoing; to authorize the execution of an Indenture of Trust, a Bond Placement Agreement, Separate Development Agreements with the developers of each of the 2011 Projects and approving the use and distribution of a Preliminary Limited Offering Memorandum and Final Limited Offering Memorandum; to clarify the intent of the initial resolution (as defined herein) with respect to the termination of the Perry Bolton TAD (as defined herein) and for certain other purposes, all in connection with the issuance and sale of the foregoing described Series 2011 Bonds.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

**CITY UTILITIES COMMITTEE**  
**NATALYN M. ARCHIBONG, CHAIR**

- 11-O-0132 ( 7)      An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2011 (Water and Wastewater Renewal and Extension Fund) (5052) Budget in the amount of the \$100,000.00 to transfer funds from the Water and Wastewater Renewal and Extension Fund Reserve for Appropriations and add to appropriations for McDaniel Branch Wetlands Project; and for other purposes,  
**REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION II (CONT'D)**

**ORDINANCES FOR FIRST READING (CONT'D)**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**  
**JOYCE SHEPERD, CHAIR**

- 11-O-0135 ( 8)      An Ordinance by **Community Development/Human Resources Committee** to amend Article I, Section 29, of the Atlanta Housing Code of 1987, Appendix "E" of the City of Atlanta Land Development Code, entitled "Minimum Specifications to Abate Interior Requirements in Vacant Dwelling Units", so as to require that all exterior doors on vacant dwellings be secured from the exterior by use of ½" exterior grade plywood cut to fit the door inset molding and by use of 3" exterior grade decking screws and washers placed every 8" around the door; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 11-O-0136 ( 9)      An Ordinance by **Community Development/Human Resources Committee** to adopt a new Code of Ordinance Section 158-4 through Section 158-11 so as to provide for the removal of overgrown weeds and other junk, trash and debris on abandoned property by the City after notice and failure of the property owner to abate the violation or otherwise request adjudication in Atlanta Municipal Court; to authorize the collection of abatement costs through billing and liening, if necessary; to authorize the Department of Public Works to carry out such abatement; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

## **COMMITTEE REPORTS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (1)**  
**IVORY L. YOUNG, JR., CHAIR**

Attendance at the February 01, 2011 meeting of the Public Safety and Legal Administration Committee was as follows:

Present: Councilmembers Young (Chair), Martin, Wan, Bond, Bottoms and Sheperd

Absent: None

**ORDINANCE FOR SECOND READING**

11-O-0104 ( 1) An Ordinance by **Councilmember Ivory L. Young, Jr.** to waive for the Police Recruit Classes 214, 215 and 216, Section 98-26.1 of the Code of Ordinances of the City of Atlanta which requires all members of each class of graduates from the Police Academy to be assigned for Foot Patrol Duty; and for other purposes.  
**FILED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

**RESOLUTION**

10-R-1928 ( 1) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to enter into an Agreement with 1-800-Board-Up for the purpose of securing structures and protecting valuables of fire victims and other disastrous incidents to residential properties within the City of Atlanta on behalf of the Department of Fire Rescue; and other purposes.  
**FILED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (1)**

**CLETA WINSLOW, VICE-CHAIR**

Attendance at the February 02, 2011 meeting of the Zoning Committee was as follows:

Present: Councilmembers Winslow (Vice-Chair), Watson, Young, Hall, Shook  
Bottoms and Smith

Absent: None

**ORDINANCES FOR SECOND READING**

10-O-1418 ( 1)  
Z-10-20

An Ordinance by **Councilmembers Michael Julian Bond, Aaron Watson, Joyce M. Sheperd, Cleta Winslow, Ivory Lee Young, Jr. and H. L. Willis as Substituted by Zoning Committee** to amend the 1982 Atlanta Zoning Ordinance, as amended, by amending the use chart for SPI-11 Vine City and Ashby Station Special Public Interest District Regulations so as to provide that rooming houses are not permitted principal uses within Sub-Areas 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12; so as to provide that additionally shelters are not permitted principal uses with in Sub-Area 3; and for other purposes. **(Substituted and held 10/27/10 to allow NPU to take action)**  
**REFERRED SUBSTITUTE TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

10-O-1478 ( 2)  
U-10-29

An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit under the provisions of Section 16-17.005(l)(c) and 16-36.008 (2) for an Automobile Salvage Yard, property located at **804-840 Woodrow Street, SW**, fronting approximately 780 feet on the south side of Woodrow Street and approximately 100 feet west of the intersection of Woodrow Street and Allene Avenue.

Depth: Varies  
Area: Approximately 3.87 Acres  
Land Lot: 106, 14<sup>th</sup> District, Fulton County, Georgia  
Owner: Barry W. Goren  
Applicant: Charles D. Smith  
NPU-S Council District 12

**ADVERSE AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;  
0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**TRANSPORTATION COMMITTEE (1)**

**C. T. MARTIN, CHAIR**

Attendance at the February 02, 2011 meeting of the Transportation Committee was as follows:

Present: Councilmembers Martin (Chair), Moore, Bottoms, Smith and Bond

Absent: Councilmembers Adrean and Willis

**RESOLUTION**

11-R-0141 ( 1) A Resolution by **Transportation Committee** authorizing the Mayor to execute a Reimbursable Agreement with Atlanta Airlines Terminal Corporation for the Concourse T and Main Terminal Electrical Equipment Renovation Phase II Project for a cost to the City not to exceed \$21,271,735.00, to be charged to and paid from the PTAE0 and FDOA Numbers listed; and for other purposes.  
**ADOPTED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (1)**  
**YOLANDA ADREAN, CHAIR**

Attendance at the February 02, 2011 meeting of the Finance/Executive Committee was as follows:

Present: Councilmembers Adrean (Chair), Moore, Martin, Wan, Shook, Watson and Willis

Absent: None

**The Standing Committee of Finance/Executive did not have a report.**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**COMMITTEE ON COUNCIL (1)**

**FELICIA A. MOORE, CHAIR**

Attendance at the February 07, 2011 meeting of the Committee on Council was as follows:

Present: Councilmembers Moore (Chair), Archibong, Adrean, Sheperd and Hall

Absent: Councilmember Winslow

**COMMUNICATIONS**

**The following communications (01 through 04) were taken as a collective vote.**

10-C-2138 ( 1) A Communication by **Mayor Kasim Reed** appointing Ms. Cecily J. McLeod to serve as Contract Compliance Hearing Officer on behalf of the City of Atlanta. This appointment is for a term of (2) two years, scheduled to begin on the date of Council confirmation. **(Favorable by Finance/Executive Committee 2/2/11.)**  
**CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 1 NAY**

11-C-0098 ( 2) A Communication by **Council President Ceasar C. Mitchell to Municipal Clerk Rhonda Dauphin Johnson** appointing Ms. Lisa Borders to serve as a member of the Atlanta Downtown Community Improvement District. This appointment is for a term of four (4) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 2/1/11.)**  
**CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 1 NAY**

11-C-0001 ( 3) A Communication from **Mark Massey, Clerk to the Commission, to Council President Ceasar C. Mitchell** submitting the Fulton County Board of Commissioners' re-appointment of Mr. Joseph H. Beasley (Position 5) to serve as the County's Representative on the BeltLine Tax Allocation District (TAD) Advisory Committee. This appointment is for a term of two years (2), scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 2/1/11.)**  
**CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 1 NAY**

11-C-0003 ( 4) A Communication from **Dr. R. L. White, President, National Association for the Advancement of Colored People, (NAACP), to Municipal Clerk Rhonda Dauphin Johnson**, submitting the appointment of Ms. Mary M. Ross as their representative to serve on the Ms. Ella Mae Brayboy Commission. **(Held 1/18/11 by the Committee to allow the appointee an opportunity to appear before the Committee.)**  
**CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 1 NAY**



Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**CITY UTILITIES COMMITTEE (1)**

**NATALYN M. ARCHIBONG, CHAIR**

Attendance at the February 01, 2011 meeting of the City Utilities Committee was as follows:

Present: Councilmembers Archibong (Chair), Willis, Shook, Adrean, Martin and Smith

Absent: Councilmember Watson

**ORDINANCE FOR SECOND READING**

- 11-O-0089 ( 1) An Ordinance by **Councilmembers Michael Julian Bond, Cleta Winslow, Aaron Watson, H. Lamar Willis and Ivory Lee Young, Jr.** to designate the intersection of Atlanta Student Boulevard, SW and Walnut Street, SW, Flipper Temple AME Square; to authorize the Department of Public Works, Office of Transportation to install street sign toppers at each corner of the intersection; to constitute a committee to study, evaluate and recommend an additional and appropriate honor for Flipper Temple AME Church; and for other purposes. **(Referred from Transportation Committee)**  
**FILED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**RESOLUTIONS**

**The following resolutions (01 through 02) were taken as a collective vote.**

- 10-R-2222 ( 1) A Resolution by **Councilmember Felicia A. Moore** authorizing the Mayor to execute Amendment Agreement Number 6 with Tople Construction, Inc., for FC-4943E, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, for the Simms Avenue and Johnson Road Curbing Projects, on behalf of the Department of Public Works, in an amount not to exceed \$78,496.20; all contracted work to be charged to and paid from Various Fund, Department Organization and Account Numbers; and for other purposes.  
**FILED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-2223 ( 2) A Resolution by **Councilmember Felicia A. Moore** authorizing the Mayor to execute Amendment Agreement Number 5 with SD&C, Inc., for FC-4943D, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, for the Bolton Road/Marietta Boulevard Intersection Projects, on behalf of the Department of Public Works, in an amount not to exceed \$64,947.50; all contracted work to be charged to and paid from Various Fund, Department Organization and Account Numbers; and for other purposes.  
**FILED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**CITY UTILITIES COMMITTEE (2)**  
**NATALYN M. ARCHIBONG, CHAIR**

**RESOLUTIONS (CONT'D)**

- 11-R-0007 ( 3)      A Resolution by **City Utilities Committee** authorizing the Department of Watershed Management to approve a Task Order to BGR, JV, for FC-4906C, Annual Contract for Architectural and Engineering Services, for the South Area Consolidation Study, on behalf of the Department of Watershed Management in an amount not to exceed \$398,748.00; all contracted work to be charged to and paid from Fund, Department Organization and Account Number and PTAEAO Numbers listed; and for other purposes.  
**(Referred back from Council 1/18/2011)**  
**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (1)**  
**JOYCE SHEPERD, CHAIR**

Attendance at the February 01, 2011 meeting of the Community Development/Human Resources Committee was as follows:

Present: Councilmembers Sheperd (Chair), Wan, Young, Winslow and Bond

Absent: Councilmembers Archibong and Hall

**The Standing Committee of Community Development/Human Resources did not have a report.**

## **PERSONAL PAPERS**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS**

**RESOLUTIONS/ADOPTED**

- 11-R-0237 ( 1)      A Resolution by **Councilmembers Aaron Watson, Michael J. Bond, Carla Smith, Howard Shook, C. T. Martin, H. Lamar Willis, Felicia A. Moore, Yolanda Adrean, Natalyn Archibong, Ivory Lee Young, Jr., Keisha Bottoms, Alex Wan and Kwanza Hall** urging the Georgia Delegation of the United States Government to support the passage of Senate Bill 1695 awarding the Congressional Gold Medal to the Montford Point Marines of World War II; and for other purposes.

**During the meeting, Councilmember Martin made a Motion to Suspend the Rules of Council to act on Resolution 11-R-0237. It was properly Seconded and the Motion CARRIED by a roll call vote of 11 yeas; 0 nays. The Rules of Council were Suspended. Following, Municipal Clerk Rhonda Dauphin Johnson sounded the resolution. Councilmember Watson then made a Motion to Adopt. It was Seconded by Councilmember Bond and the representatives from Montford Point Marines spoke. After the representatives spoke, a Motion to re-enter Regular Session was moved. It was Seconded by Councilmember Bond and the Motion CARRIED by a roll call vote of 10 yeas; 0 nays. Council re-entered Regular Session. In Regular Session, Councilmember Watson made a Motion to Adopt. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; 0 nays.**

**ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

- 11-R-0238 ( 2)      A Resolution by **Atlanta City Council** requesting that the Mayor takes into consideration and funds priorities that the Atlanta City Council recommends being included in the 2012 Budget; and for other purposes.

**Councilmember Adrean sounded Resolution 11-R-0238. Following, Councilmember Moore offered Amendment #1/#1 to include in the budget the proposed savings for the Fire, Police and General Pension Funds. A discussion ensued, after which, Moore Amendment #1/#1 CARRIED by a roll call vote of 11 yeas; 0 nays. Subsequently, the Motion to Adopt as Amended CARRIED by a roll call vote of 11 yeas; 0 nays.**

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**ORDINANCES/REFERRED**

- 11-O-0239 ( 1)      An Ordinance by **Councilmember Felicia A. Moore** to amend the Procurement Code of the City of Atlanta, Georgia, by amending Sec. 2-1608, to add a new Subsection 2-1608 (B); and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 11-O-0242 ( 2)      An Ordinance by **Councilmember C. T. Martin** authorizing the Mayor to execute amendment Agreement No. 9 with Republic Services of Georgia, LP for FC-7650-04B, annual contract for Disposal of Municipal Solid Waste Services, on behalf of the Department of Public Works, to extend the agreement on a month to month basis not to exceed May 30, 2011; and authorizing the City of Atlanta to waive the competitive source selection requirements contained in Sections 2-1187 through 2-1189, and 2-1206 of Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 11-O-0243 ( 3)      An Ordinance by **Councilmember C. T. Martin** authorizing the Mayor to execute amendment Agreement No. 4 with Advanced Disposal Services, Inc. for FC-7650-04A, annual contract for Disposal of Municipal Solid Waste Services, on behalf of the Department of Public Works, to extend the agreement on a month to month basis not to exceed May 30, 2011; and authorizing the City of Atlanta to waive the competitive source selection requirements contained in Sections 2-1187 through 2-1189, and 2-1206 of Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 11-O-0244 ( 4)      An Ordinance by **Councilmember Alex Wan** granting a Special Use Permit for a Park pursuant to Section 16-06.005(1)(k) for property located at **1076 and 1082 Saint Charles Place, NE**, fronting approximately 130 feet on the north side of Saint Charles Place and 128 feet on the east side of North Highland Avenue at the intersection of Saint Charles Place and North Highland Avenue; and for other purposes.  
**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**ORDINANCES/REFERRED (CONT'D)**

- 11-O-0245 ( 5)      An Ordinance by **Councilmember Howard Shook** to amend Chapter 10, Article II of the City of Atlanta Code of Ordinances, as amended, so as to create a new Section 10-93.1 providing an exemption for establishments licensed to sell alcoholic beverages by the package which are located in uniquely comprised retail commercial areas on Peachtree Road in excess of 80,000 square feet, are within the C-3 Zoning District, and which meet other requirements; and for other purposes.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**
- 11-O-0246 ( 6)      An Ordinance by **Councilmember H. Lamar Willis** authorizing the Chief Financial Officer to create a trust fund account for City of Atlanta Council Post 3 At Large to accept donations for the "Swing Into Spring" Tennis Camp; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 11-O-0247 ( 7)      An Ordinance by **Councilmember Ivory Lee Young, Jr.** to rezone 879, 875, 873, 871 Rock Street & Parcel #14 01100001078 from the SPI-11 Vine City & Ashby Station Special Public Interest Sub-Area 7 Zoning District to the SPI-11 Vine City & Ashby Station Special Public Interest Sub-Area 8 Zoning District; and for other purposes.  
**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION**

**RESOLUTIONS/REFERRED**

- 11-R-0240 ( 1)      A Resolution by **Councilmembers Felicia A. Moore, Natalyn Archibong, Alex Wan, Yolanda Adrean, H. Lamar Willis, Kwanza Hall and Ivory Lee Young, Jr.** to establish a minimum annual funding and staffing level for the Office of City Internal Auditor; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 11-R-0241 ( 2)      A Resolution by **Councilmember Natalyn M. Archibong** authorizing the Commissioner of the Department of Planning and Community Development or his designee, on behalf of the Mayor, to apply for, accept and sign all necessary grant agreements with the Georgia Department of Natural Resources for funding in an amount not to exceed \$25,000.00 for a 2011 Historic Preservation Fund CLG Predevelopment Grant; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**

# **ADJOURNMENT**



**Council President Ceasar C. Mitchell Presided**

**ADJOURNMENT**

There being no further business to discuss, the February 07, 2011 meeting of the Atlanta City Council was adjourned at 4:09 p.m.

**ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (1); Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Bond, Watson and Willis (13); Councilmember Sheperd was excused (1).**